



**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 03/09/04  
AGENDA ITEM 5  
WORK SESSION ITEM \_\_\_\_\_

**TO:** Mayor and City Council

**FROM:** Director of Community and Economic Development

**SUBJECT:** Utility Service Agreement 04-01 – Paul and Chris Furlong (Applicant/Owner) – Authorize the City Manager to Execute a Utility Service Agreement for Water and Sewer Service for Property Located on Fairview Avenue

**RECOMMENDATION:**

It is recommended that the City Council adopt the attached resolution pertaining to a utility service agreement for the property at Assessor's Parcel Number 425-0500-015 on Fairview Avenue.

**DISCUSSION:**

The applicant has requested water and sewer service connections for domestic services for a single-family home. The applicants are proposing to construct a single family-home on the parcel, currently within Alameda County. The property is located on the westerly side of Fairview Avenue, within the Fairview District. The City has a water main in Fairview Avenue with adequate capacity to serve the site. The sewer main runs along the rear property line. The property is located within the Castle Homes area and is subject to the Castle Homes water service agreement with the City executed in 1954. This agreement requires that the City maintain sufficient water supply for the property, subject to execution of a utility service agreement and reasonable conditions.

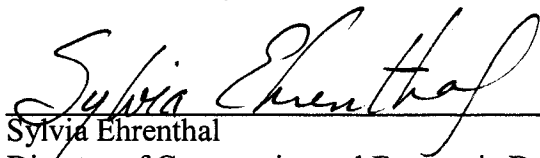
Pursuant to City policy, the applicant has executed agreements committing to install roadway frontage improvements and tie-in pavement at a future date and agreeing to annex, if and when requested by the City. This is consistent with past agreements approved for providing utility service to properties outside the City limits.

This application for the water service is Categorically Exempt per CEQA Guideline Section 15301(b) (existing facilities of a publicly owned utility). If execution of the agreements is approved, the City will need to apply to LAFCO for approval of the utility service agreement.

Prepared by:

Andrew S. Gaber /da  
Andrew S. Gaber, Development Review Services Engineer

Recommended by:



Sylvia Ehrental

Director of Community and Economic Development

Approved by:



Jesús Armas, City Manager

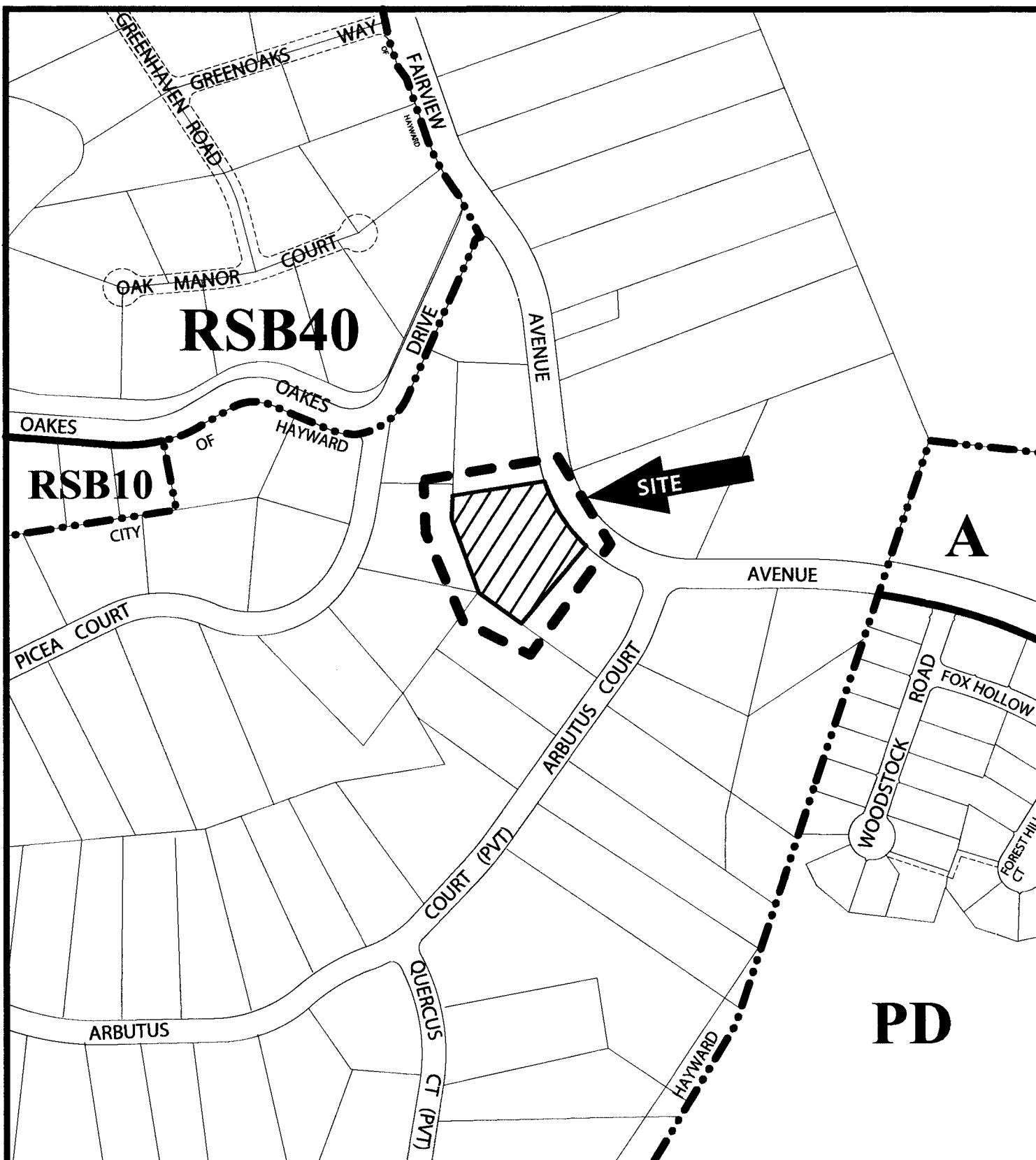
Attachments:

Exhibit A

Area Map

Draft Resolution

3.2.04



### Area & Zoning Map

PL-2004-0000

Address: Fairview Avenue

Applicant: Paul A. & Chris A. Furlong

Owner: Paul A. & Chris A. Furlong

A-Agricultural-ABSA, AB10A, AB100A, AB160A

PD-Planned Development

RS-Single-Family Residential, RSB4, RSB6



# DRAFT

## HAYWARD CITY COUNCIL

RESOLUTION NO. 04-

Introduced by Council Member \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY TO LAFCO FOR APPROVAL OF UTILITY SERVICE AGREEMENTS (USA 04-01) TO PROVIDE WATER AND SEWER SERVICE TO PROPERTY LOCATED ON FAIRVIEW AVENUE AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH AGREEMENTS, AS WELL AS AGREEMENTS FOR COMPLETION OF PUBLIC STREET IMPROVEMENTS

*Whe*  
*2/25/04*

WHEREAS, sanitary sewer and water service has been requested for the property located on Fairview Avenue, Assessor's Parcel No. 425-0500-015; and

WHEREAS, pursuant to City policy, the Applicants have executed agreements to install street improvements across the property frontage at a future date and agreed to annex when requested by City; and

WHEREAS, the City is required to apply to LAFCO for approval of the utility service agreements, for which the Applicants have agreed to pay.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is authorized to file an application with the Alameda County Local Agency Formation Commission ("LAFCO") for approval of the utility service agreements (Utility Service Agreement 04-01) in connection with the property located on Fairview Avenue Assessor's Parcel No. 425-0500-015.

BE IT FURTHER RESOLVED that the City Manager is also authorized to execute utility service agreements and public street improvement agreements in the form of the agreements on file in the office of the City Clerk, to which reference may be made for further particulars, following the LAFCO's approval of the utility service agreements pursuant to Government Code section 56133.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2004

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_  
City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward